

Message

From: Starfield, Lawrence [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8A89D6CD217D4254A5879ABECB3F314E-STARFIELD, LAWRENCE]
Sent: 1/21/2021 6:21:30 PM
To: Gelber, Bruce (ENRD) [Bruce.Gelber@usdoj.gov]
Subject: RE: quick question

Yes, and let's highlight the SEP and our commitment to SEPs in the Stericycle press release.

Glad to hear about Melissa.

Larry

From: Gelber, Bruce (ENRD) <Bruce.Gelber@usdoj.gov>
Sent: Thursday, January 21, 2021 1:20 PM
To: Starfield, Lawrence <Starfield.Lawrence@epa.gov>
Subject: RE: quick question

I just learned that EES is planning to lodge Stericycle CD soon. This one has a diesel school bus SEP that Clark "grandfathered" because of the statutory provision. Nonetheless, it's a SEP. We should add that to our discussion of a SEP statement.

By the way, OGC's new Principal Deputy GC (Melissa Hoffer) is a good friend and protégé of my very best friend from college and law school – who is presently a Deputy AG in the Mass AG's office where Melissa has been working for many years. What a small world, isn't it?

From: Starfield, Lawrence <Starfield.Lawrence@epa.gov>
Sent: Thursday, January 21, 2021 1:15 PM
To: Gelber, Bruce (ENRD) <BGelber@ENRD.USDOJ.GOV>
Subject: RE: quick question

It's still only me, and I expect that to be the case for a little while.

I've asked folks to draft a new recommendation letter on DTE, and I have a meeting with OGC tomorrow. Hope to get you that letter shortly after that meeting.

I'm hopeful on SEPs, and would love to issue a positive joint statement supporting SEPs.

Larry

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From: Gelber, Bruce (ENRD) <Bruce.Gelber@usdoj.gov>
Sent: Thursday, January 21, 2021 1:01 PM
To: Starfield, Lawrence <Starfield.Lawrence@epa.gov>
Subject: quick question

Larry – did any Schedule Cs arrive in OECA yet, or are you still the top dog?

I think one of the first orders of business should be to get us a no-appeal recommendation in DTE. Malcolm Stewart is holding the Trump Admin appeal recommendation. If we can get him a no appeal recommendation from both EPA and ENRD, he will probably be able to authorize the no appeal without seeking higher level review. It would be nice to do that before the Feb. 1 notice of appeal filing deadline.

Re SEPs, we had initial call with CLF; we're awaiting their response. I'm also waiting for results of additional research and input from Office of Legal Policy. I'll let you know when these come in

Thanks.

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